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OFFICE OF PETITIONS

Docket No.: 070702007200
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Selena CHAN et al.

Allowed: December 13, 2006

Application No.: 10/748,390

Confirmation No.: 8160

Filed: December 29, 2003

Art Unit: 1641

For: DETECTION OF BIOMOLECULES USING
POROUS BIOSENSORS AND RAMAN
SPECTROSCOPY

Examiner: N. C. Yang

PETITION TO WITHDRAW APPLICATION FROM
ISSUE PURSUANT TO 37 CFR 1.313(c)(2)MS 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Petitioner hereby petitions the Commissioner to withdraw the above-identified application from issue. The Issue Fee in this application was timely paid on January 31, 2007.

Please charge our Deposit Account No. 03-1952 in the amount of \$130.00 covering the fee set forth in 37 CFR 1.17(h).

Petitioner respectfully petitions that the above-identified application be withdrawn from issue in order to permit consideration of a submission under 37 CFR 1.114 (Request for Continued Examination with an Information Disclosure Statement) a copy of which is enclosed.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this

03/09/2007 CKHLOK 0000017 031952 10748390

01 FC:1464 130.00 DA
va-196608

Application No.: 10/748,390

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Docket No.: 070702007200

application by this firm) to our Deposit Account No. 03-1952, under Order No. 070702007200. A duplicate copy of this paper is enclosed.

Dated: March 9, 2007

Respectfully submitted,

By Raj S. Davé A 43,636
Raj S. Davé

Registration No.: 42,465
MORRISON & FOERSTER LLP
1650 Tysons Blvd, Suite 300
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va-196608

PTO/SB/17 (07-06)

Approved for use through 01/31/2007. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Complete if Known

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL For FY 2006

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$ 920.00)

Application Number	10/748,390
Filing Date	December 29, 2003
First Named Inventor	Selena CHAN
Examiner Name	N. C. Yang
Art Unit	1641
Attorney Docket No.	070702007200

MAR 09 2007

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METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify): _____

Deposit Account Deposit Account Number: 03-1952 Deposit Account Name: Morrison & Foerster LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17 Credit any overpayments

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues) 50 25
Each independent claim over 3 (including Reissues) 200 100
Multiple dependent claims 360 180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	
-	-	=	=	Fee (\$)	Fee Paid (\$)

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
-	-	=	=

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(c)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/50	(round up to a whole number) x	=	=

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)	790.00
Other (e.g., late filing surcharge): 1801 Request for continued examination (RCE) (see 37 ... 1464 Petitions to the Director not specifically provided for...)	130.00

SUBMITTED BY

Signature	Deborah J. Blodgett # 43,636	Registration No. (Attorney/Agent)	42,465	Telephone	(703) 760-7755
Name (Print/Type)	Raj S. Dave			Date	March 9, 2007

PTO/SB/97 (09-04)

Approved for use through 07/31/2006, OMB 0651-0031

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Application No. (if known): 10/748,390

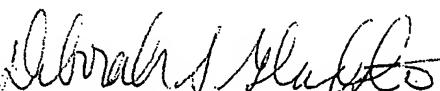
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Certificate of Transmission under 37 CFR 1.8 **OFFICE OF PETITIONS**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on March 9, 2007
Date

Signature

43,636

Raj S. Davé

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Registration Number, if applicable Telephone Number

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Request for Continued Examination (RCE) Transmittal (1 page)

Fee Transmittal (1 page)

Petition to Withdraw from Issue (2 pages)

Information Disclosure Statement (2 pages)

Form PTO-1449 (1 page)

Cited Reference (34 pages)

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OFFICE OF PETITIONS

DATE: March 9, 2007

PTO IDENTIFIER: Application Number 10/748,390

Inventor: Selena CHAN et al.

MESSAGE TO: US Patent and Trademark Office, Office of Petitions

FAX NUMBER: (571) 273-0025

FROM: MORRISON & FOERSTER LLP

Raj S. Davé

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Attorney Dkt. #: 070702007200

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